

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 12TH JUNE 2007 / 22ND JYAISHTA 1929

WP(C).No. 18075 of 2007(B)

PETITIONER:

P.RAVINDRAN, PREVENTIVE OFFICER,
EXCISE ENFORCEMENT AND ANTI NARCOTIC
SPECIAL SQUAD, (EXCISE DEPARTMENT, GOVERNMENT
OF KERALA), KANNUR.

BY ADV. SRI.M.V.AMARESAN

RESPONDENTS:

1. ASSISTANT EXCISE COMMISSIONER, KANNUR.
2. BABU KUTTY K.S.,
PREVENTIVE OFFICER, EXCISE CHECK POST,
KOOTUPUZHA.

BY GOVERNMENT PLEADER SRI.NANDAKUMAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12/06/2007 THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

K.BALAKRISHNAN NAIR, J.

W.P.(C) No.18075 of 2007-B

Dated this the 12th day of June, 2007.

J U D G M E N T

The petitioner is a Preventive Officer working in the Excise Department. He is a native of Payyannur. By Ext.P1 order dated 31-5-2006, he has been transferred from the Excise Range Office, Taliparamba to Kannur. Now, by Ext.P2, he has been shifted from the present office to the Excise Check Post at Koottupuzha. He has preferred Ext.P4 representation against the present transfer, pointing out the personal inconveniences caused to him, by the transfer. He submits, he is a diabetic patient and he is not able to travel to Koottupuzha every day which is at a distance of about 90 kilometers.

2. This Court can interfere with a transfer order, if it is shown to be illegal or vitiated by malafides. Posting of excise officials are made in exigencies of service. May be a good officer is required at the check post and therefore the petitioner might have been preferred. This Court cannot interfere with such administrative decisions concerning the posting of excise officials to various places. But, if Ext.P4 is received and pending, the first respondent will consider and pass orders on it, in accordance with law, within two weeks from the date of

receipt of a copy of this judgment.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR,
JUDGE.

MS